

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Jerry A. McKinney
Kathy J. McKinney

Debtors

Jerry A. McKinney
Kathy J. McKinney

Movants

M&T Bank
Rhonda Winnecour, Chapter 13 Trustee
Respondents

Bankruptcy No. 19-70386-JAD

Chapter 13

Related to Doc. Nos. 131, 82

CONSENT ORDER WITHDRAWING
MOTION TO COMPEL

WHEREAS on April 20, 2020, Jerry A. McKinney and Kathy J. McKinney (hereinafter “Debtors”) filed a motion to compel M&T Bank to endorse an insurance check issued as the result of damage to real property located at 276 Ida Street, Houtzdale, PA; and

WHEREAS M&T Bank has issued three checks to Debtors totaling \$4,612.11 as follows:

- (a) 10/30/2020 in the amount of \$1,153.03 (Check# 204505009);
- (b) 11/5/2020 in the amount of \$3,446.97 (Check# 204512320); and
- (c) 11/17/2020 in the amount of \$12.11 (Check# 204524619)

WHEREAS M&T Bank has tendered all of the insurance proceeds it was holding to the Debtors; and

WHEREAS the only thing remaining for the Debtors to do is schedule a final inspection of the property once the repairs are complete;

WHEREAS the parties have amicably resolved the issue before the Court;

IT IS on this 3rd day of December, 2020, ORDERED as follows:

- (1) The motion to compel is hereby withdrawn; and

(2) The hearing scheduled for December 9, 2020 is canceled.

/s/Brian C. Nicholas, Esquire

Brian C. Nicholas, Esquire
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/s/ Mark B. Peduto

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Attorneys for Debtors, Jerry A. McKinney and
Kathy J. McKinney

BY THE COURT,



Honorable Jeffery A. Deller
United States Bankruptcy Court

Date: December 3, 2020

CASE ADMINISTRATOR SHALL SERVE:

Jerry A. and Kathy J. McKinney
Brian C. Nichols, Esquire
Mark B. Peduto, Esquire
Ronda J. Winnecour, Esquire
Office if United States Trustee

In re:
Jerry A. McKinney
Kathy J. McKinney
Debtor(s)

Case No. 19-70386-JAD
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-7
Date Rcvd: Dec 03, 2020

User: lfin
Form ID: pdf900

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 05, 2020:

Recip ID	Recipient Name and Address
db/jdb	+ Jerry A. McKinney, Kathy J. McKinney, 276 Ida Street, Houtzdale, PA 16651-8542

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 05, 2020

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 3, 2020 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor Lakeview Loan Servicing LLC bnicholas@kmlawgroup.com
David Z. Valencik	on behalf of Debtor Jerry A. McKinney dvalencik@c-vlaw.com cvlaw.ecf.dvalencik@gmail.com;aheath@c-vlaw.com;kmosur@c-vlaw.com;bhassain@c-vlaw.com:ssimmons@c-vlaw.com;mpeduto@c-vlaw.com;rfeil@c-vlaw.com;eratti@c-vlaw.com
David Z. Valencik	on behalf of Joint Debtor Kathy J. McKinney dvalencik@c-vlaw.com cvlaw.ecf.dvalencik@gmail.com;aheath@c-vlaw.com;kmosur@c-vlaw.com;bhassain@c-vlaw.com:ssimmons@c-vlaw.com;mpeduto@c-vlaw.com;rfeil@c-vlaw.com;eratti@c-vlaw.com
Mark B. Peduto	on behalf of Joint Debtor Kathy J. McKinney mpeduto@c-vlaw.com jadam@c-vlaw.com:ssimmons@c-vlaw.com;kmosur@c-vlaw.com;apratt@c-vlaw.com;rfeil@c-vlaw.com;eratti@c-vlaw.com

District/off: 0315-7

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Mark B. Peduto

on behalf of Debtor Jerry A. McKinney mpeduto@c-vlaw.com
jadam@c-vlaw.com;ssimmons@c-vlaw.com;kmosur@c-vlaw.com;apratt@c-vlaw.com;rfeil@c-vlaw.com;eratti@c-vlaw.com

Matthew M. Herron

on behalf of Creditor The Debt Doctors LLC mmh@thedebtDoctors.com, hgs@thedebtDoctors.com;alb@thedebtDoctors.com

Office of the United States Trustee

ustpre03.pi.ecf@usdoj.gov

Ronda J. Winnecour

cmecf@chapter13trusteedpa.com

TOTAL: 8